

U.S.S.N. 09/815,981

de Jong *et al.*

ELECTION AND PRELIMINARY AMENDMENT

Claims 1-16 and 30 are pending in this application. Claim 9 as filed had a typographical error; instead depending from claim 6 as intended and as is logical, claim 9 recited "166." In a Preliminary Amendment, it as incorrectly amended to depend from claim 23. The amendment herein restores the correct dependency. Upon entry of the amendment, claims 9 and 10 properly belong in group I. Accordingly, claims 9 and 10 are retained for examination on the merits.

Claims 17-29, 31 and 32 are cancelled. These claims will be prosecuted in co-pending U.S. application Serial No. 10/086,745.

Pursuant to 37 C.F.R. §1.121, a marked-up version of the amended claim is attached.

* * *

In view of the above amendments and remarks, examination and allowance of the application are respectfully requested.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE

By:


Stephanie Seidman
Registration No. 33,779

Attorney Docket No. 24601-416B

Address all correspondence to:

Stephanie L. Seidman, Esq.

HELLER EHRMAN WHITE & MCAULIFFE LLP

4350 La Jolla Village Drive, 7th Floor

San Diego, CA 92122-1246

Telephone: (858) 450-8400

Facsimile: (858) 587-5360

EMAIL: sseidman@HEWM.com



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: de Jong *et al.*

Serial No.: 09/815,981

Confirmation No.: 7622

Filed: March 22, 2001

For: METHODS FOR DELIVERING NUCLEIC
ACID MOLECULES INTO CELLS AND
ASSESSMENT THEREOF

Art Unit: 1636

Examiner: Sullivan, D.

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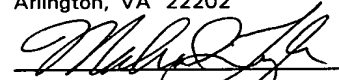
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Date of Deposit October 17, 2002

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MARKED-UP CLAIM PURSUANT TO 37 C.F.R. § 1.121

9. (Twice Amended) The method of claim [23] 6, wherein step (a)
comprises contacting the nucleic acid molecule with a delivery agent that
comprises a cationic compound.

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